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Atty. Dkt. No. 034536-1150

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Peng Cho TANG et al.
Title: INDOLINONE COMBINATORIAL LIBRARIES AND RELATED
PRODUCTS AND METHODS FOR THE TREATMENT OF DISEASE
Appl. No.: 10/784,917
Filing Date: 02/24/2004
Examiner: Unassigned
Art Unit: Unassigned

REQUEST FOR RECONSIDERATION

Mail Stop: PETITION
Commissioner for Patents
Box 1450
Alexandria, Virginia 22313-1450

Applicants respectfully request reconsideration of the Petition Under 37 CFR 1.182 filed June 17, 2004, in the above-identified application.

The above application was filed on February 24, 2004. On May 18, 2004, the Office of Initial Patent Examination mailed a Notice to File Missing Parts of Nonprovisional Application that stated the application had been accorded a filing date, and that Figure 2 (sheet 6 of 30), as described in the specification, appeared to have been omitted. On June 17, 2004, the Applicants filed a Petition Under 37 CFR 1.182 transmitting Figure 2, Sheet 6 of 30 which was inadvertently omitted from the filing of the immediate application.

On August 3, 2004, the Office of Petitions dismissed the petition stating "...a review of the papers filed on June 17, 2004 does not indicate the submission of Figure 2, Sheet 6 of 30, as this sheet of drawings cannot be located in the application file." Applicants submit herewith a copy of the Petition filed on June 17, 2004, which clearly attached Figure 2, Sheet 6 of 30 as evidenced by the date-stamped receipt postcard, a copy of which is also attached hereto.

Applicants respectfully request the petition filed on June 17, 2004 be granted and the present application be accorded the filing date of June 17, 2004.

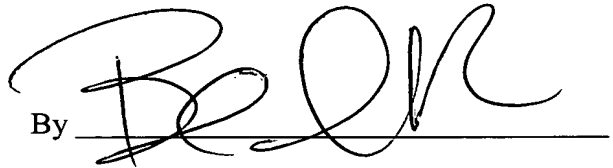
Applicants do not believe a fee is due, however, the Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date

^{BAB}
~~11~~ 4 October 2004

By



FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5475
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Beth A. Burrous
Attorney for Applicant
Registration No. 35,087



FOLEY & LARDNER LLP
ATTORNEYS AT LAW
IN THE US PATENT AND TRADEMARK OFFICE

Receipt is hereby acknowledged of the following:

Applicant: Peng Cho TANG et al.

Docket No. 034536-1150

Serial No.: 10/784,917

Filing Date: February 24, 2004

For: *Indolinone Combinatorial Libraries and Related Products and Methods for the Treatment of Disease*

1. Transmittal of Missing Parts of Application (2 pp.);
2. Return Copy of Notice to File Missing Parts (3 pp.);
3. Preliminary Amendment (16 pp.);
4. Petition Under 37 CFR 1.182 with Fig. 2, Sheet 6 of 30 (3 pages);
5. Transmittal of Replacement Drawings (1 p.);
6. Replacement Drawings (Fig. 2, Sheets 1, 2, 3, 4 of 30);
7. Transmittal of Substitute Specification (1 p.);
8. Substitute Specification (237 pp.);
9. Check No. 36587 in the amount of \$130.00; and
10. Check No. 36588 in the amount of \$1,676.00.



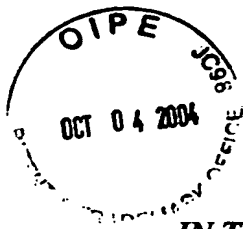
File in Mailroom

Date Filed: June 17, 2004

Due Date: July 18, 2004

Return To: BAB/mdm

Inspected by: *[Signature]*



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Peng Cho TANG et al.

Title: INDOLINONE COMBINATORIAL LIBRARIES AND RELATED
PRODUCTS AND METHODS FOR THE TREATMENT OF DISEASE

Appl. No.: 10/784,917

Filing Date: 02/24/2004

Examiner: Unassigned

Art Unit: Unassigned

PETITION UNDER 37 CFR 1.182

Mail Stop: MISSING PARTS
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Pursuant to the Notice to File Missing Parts dated May 18, 2004, transmitted herewith is Figure 2, Sheet 6 of 30 which was inadvertently omitted with the filing of the above-identified divisional application.

Figure 2, Sheet 6 of 30 was originally filed with the U.S. Patent & Trademark Office in parent application Serial No. 08/915,366, filed 08/20/1997, and, therefore, a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to said sheet is not required. No new matter has been added to Figure 2, Sheet 6 of 30.

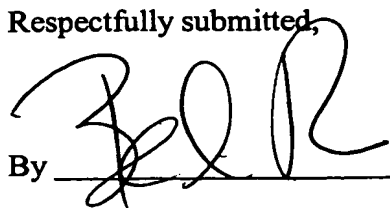
Applicants enclose a check in the amount of \$130.00 pursuant to 37 CFR 1.17(h). The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.



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Respectfully submitted,

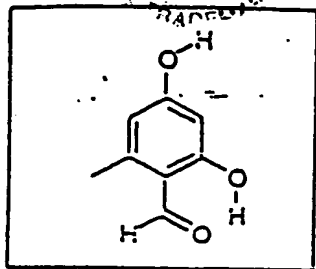
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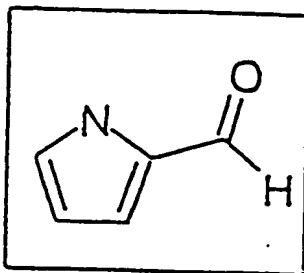
FOLEY & LARDNER LLP
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Beth A. Burrous
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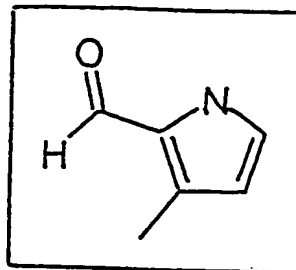
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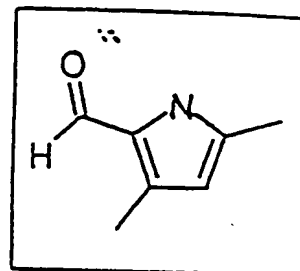
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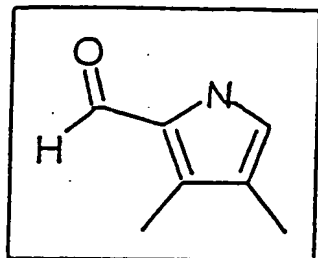
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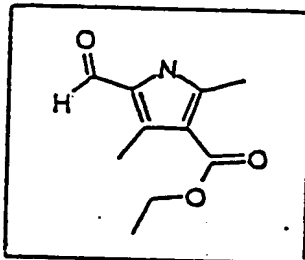
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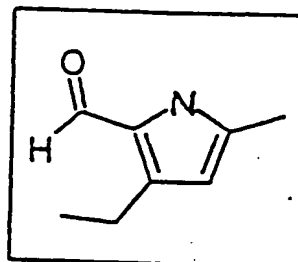
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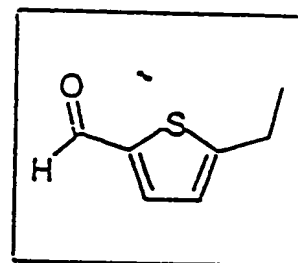
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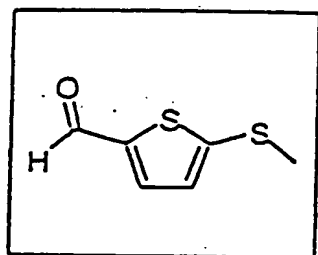
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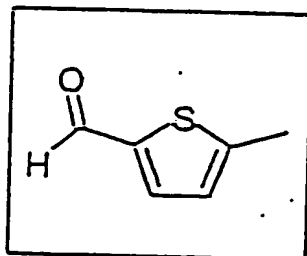
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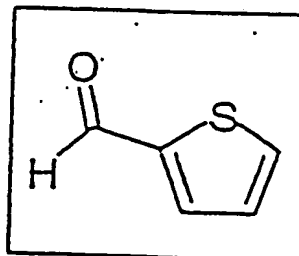
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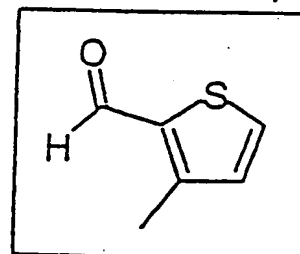
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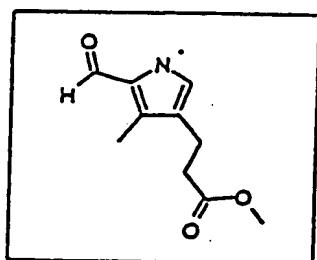
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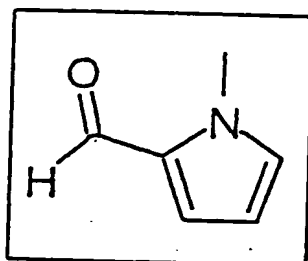
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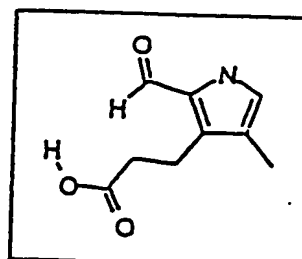
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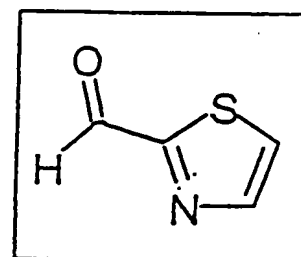
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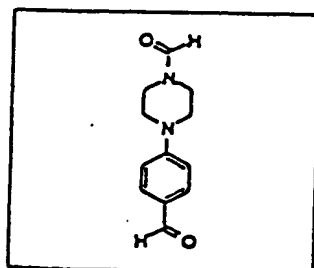
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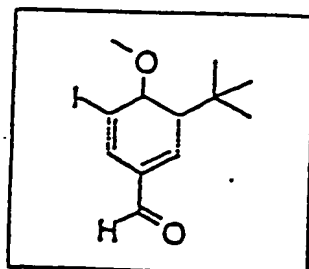
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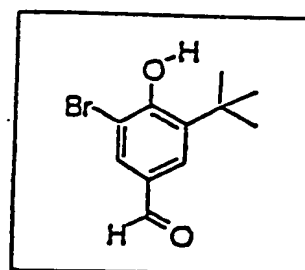
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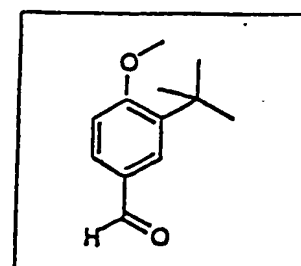
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A118



A119



A120

Figure 2, Sheet 6 of 30